

S-10-04

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\$1624

61 DOCKET NO.: CEPH-1157

PATENT
REPLY FILED UNDER EXPEDITED
PROCEDURE PURSUANT TO
37 CFR § 1.116



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

RObert L. Hudkins, et al.

Application No.: 09/708,233

Filing Date: November 08, 2000

For: Selected Derivatives Of K-252a

Confirmation No.: 1416

Group Art Unit: 1624

Examiner: Bruck Kifle

EXPRESS MAIL LABEL NO: EL998517082US
DATE OF DEPOSIT: May 7, 2004

EL998517082US

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS PURSUANT TO 37 CFR § 1.192

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed **November 7, 2003** finally rejecting claims 1-5 of the above-identified patent application.

The item(s) checked below are appropriate:

- ☐ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as : \
- ☒ Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4) to extend the time for response to the Office Action of November 7, 2003 to and through May 7, 2004 comprising an extension of the shortened statutory period of 3 months.

05/11/2004 SSITHIB1 00000086 233050 09708233
01 FC:1401 330.00 OP

05/11/2004 SSITHIB1 00000086 09708233
02 FC:1253 60.00 DA 470.00 OP

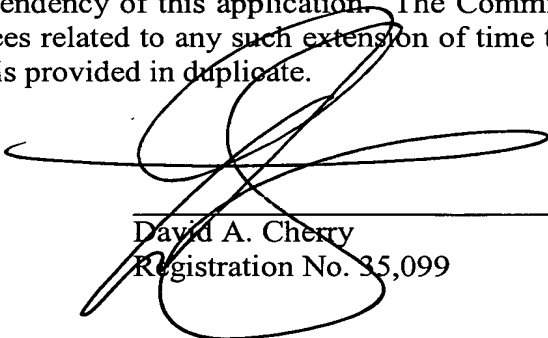
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37 CFR § 1.116

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
<input checked="" type="checkbox"/> NOTICE OF APPEAL	\$165	\$	\$330	\$330.00
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$	\$110	\$0
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$210	\$	\$420	\$0
<input checked="" type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$475	\$	\$950	\$950.00
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$740	\$	\$1480	\$0
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$1005	\$	\$2010	\$0
<input checked="" type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$)	minus	(\$420.00)
TOTAL FEE DUE		\$0		\$860.00

- ☒ A check in the amount of **\$860.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge my Deposit Account No. 23-3050 in the amount of \$ _____.00. This sheet is attached in duplicate.
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.

Date: May 7, 2004



David A. Cherry
Registration No. 35,099

Woodcock Washburn LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone: (215) 568-3100
Facsimile: (215) 568-3439

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